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06 UNITED STATES DISTRICT COURT  
07 WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

08 JAMES ALLEN KINNEY, ) CASE NO.: C08-0489-RAJ-MAT  
09 )  
Petitioner, )  
10 )  
v. ) ORDER STRIKING PETITIONER'S  
11 ) LETTER TO CLERK  
JEFFREY A. UTTECHT, )  
12 )  
Respondent. )  
13

14 Petitioner is a state prisoner who has filed a *pro se* petition for a writ of habeas corpus  
15 pursuant to 28 U.S.C. § 2254. The Clerk has received a letter from petitioner in which petitioner  
16 makes several objections to these proceedings. (Dkt. No. 26). Petitioner also states in the letter  
17 that he intentionally did not send a copy of the letter to counsel for respondent. (*Id.* at 3). Having  
18 reviewed the letter and the balance of the record, the Court does hereby find and ORDER as  
19 follows:

20 (1) Petitioner is required under the Local Rules and the Federal Rules of Civil  
21 Procedure to send respondent a copy of *every* document that he files with the Clerk. See Local  
22 Rule CR 5(f); Fed. R. Civ. P. 5(a). Petitioner was advised of this requirement in the Court's Order

01 of April 22, 2008. (Dkt. No. 5). Because petitioner has failed to comply with these rules, the  
02 Clerk shall STRIKE the letter. (Dkt. No. 26). If petitioner wishes the Court to consider his  
03 objections, he must refile them and send a copy to counsel for respondent.

04 (2) The Clerk shall forward a copy of this Order to petitioner, to counsel for  
05 respondent, and to the Honorable Richard A. Jones.

06 DATED this 23rd day of July, 2008.

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09 Mary Alice Theiler  
United States Magistrate Judge